

1 ORRICK, HERRINGTON & SUTCLIFFE LLP
2 AMY K. VAN ZANT (SBN 197426)
3 avanzant@orrick.com
4 JASON K. YU (SBN 274215)
5 jasonyu@orrick.com
6 TAMMY SU (SBN 329652)
7 tsu@orrick.com
8 1000 Marsh Road
9 Menlo Park, CA 94025-1015
10 Telephone: (650) 614 7400
11 Facsimile: (650) 614 7401

12 Attorneys for Plaintiff
13 TRADESHIFT, INC.

Craig J. Mariam (SBN: 225280)
cmariam@grsm.com
Anthony D. Phillips (SBN: 259688)
aphillips@grsm.com
Eunice J. Liao (SBN: 330655)
eliao@grsm.com
GORDON REES SCULLY MANSUKHANI, LLP
275 Battery Street, Suite 2000
San Francisco, CA 94111
Telephone: (415) 986-5900
Facsimile: (877) 306-0043

Attorneys for Defendant
BUYERQUEST, INC.

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 TRADESHIFT, INC., a Delaware corporation,

17 Plaintiff,

18 v.

19 BUYERQUEST, INC., an Ohio corporation,

20 Defendant.

Case No. 3:20-cv-1294-RS

**JOINT STATEMENT IN ADVANCE OF
FURTHER CASE MANAGEMENT
CONFERENCE**

Date: January 28, 2020
Time: 10:00 a.m.
Place: Telephonic
Judge: Honorable Richard Seeborg

JOINT STATEMENT IN ADVANCE OF FURTHER
CASE MANAGEMENT CONFERENCE
CASE NO. 3:20-CV-1294-RS

Tradeshift, Inc. (“Tradeshift”) and BuyerQuest, Inc. (“BuyerQuest”) submit this Joint Case Management Statement in supplementation of their May 27, 2020 Joint Case Management Statement and Rule 26(f)(1) Report (D.E. 31) and in advance of the January 28, 2021 Further Case Management Conference pursuant to Civil Local Rule 16-10, and paragraph 6 of the Initial Case Management Scheduling Order in this action (D.E. 36).

1. PLEADINGS

The pleadings have been settled and the case is at issue. Tradeshift filed its complaint alleging interference with contract, breach of contract, and breach of the implied covenant of good faith and fair dealing on February 20, 2020. (D.E. 1). BuyerQuest filed its Answer June 3, 2020.

2. ALTERNATIVE DISPUTE RESOLUTION

On August 26, 2020, the parties engaged in private mediation but did not reach a settlement.

3. DISCOVERY AND DISCOVERY MOTIONS

The parties are presently actively engaged in discovery. The parties have exchanged document requests, interrogatories, requests for admission, and responses thereto. BuyerQuest produced approximately 10,000 documents between July 23 and September 3, 2020. Tradeshift produced approximately 750 documents on September 9, 2020 and, pursuant to conferral discussions, produced an additional 3,919 documents on December 31, 2020 and another 1,316 on January 15, 2021. The parties are conferring respecting outstanding document production issues and follow up.

The parties have been conferring regarding a stipulation and protocol for taking depositions in the case remotely and a schedule for those depositions. The parties have noticed or expressed intent to notice at least 10 depositions. No depositions have been formally agreed upon yet but the parties expect to begin depositions in early February and are working to schedule them to be completed before the fact discovery cut-off.

The parties have conferred on various discovery disputes and have identified several issues that are ripe for adjudication or expected to be ready for adjudication soon. Pursuant to paragraph 4 of the Initial Case Management Order (D.E. 36), the parties filed a joint discovery letter describing the first such dispute (D.E. 46) and the Court referred the dispute to Magistrate Judge Hixson. If unable to reach a compromise, the parties expect to submit additional disputes in a manner consistent with Magistrate Judge Hixson's standing order.

4. CASE SCHEDULE

The parties agree that additional time would facilitate the completion of discovery and full development of the factual record as well as allow the parties to resolve the remaining discovery disputes with the Magistrate Judge and complete depositions. The parties proposed amended dates are presented below and reflected in the concurrently filed Stipulation and Proposed Order to Modify Discovery Deadlines.

Event	Current Deadline	Proposed Deadline
Fact Discovery Cutoff	February 19, 2021	March 22, 2021
Opening Expert Reports	March 26, 2021	April 26, 2021
Rebuttal Expert Reports	April 23, 2021	May 24, 2021
Expert Discovery Cutoff	May 28, 2021	June 21, 2021
Dispositive Motion Hearing	August 5, 2021	No Change
Pretrial Conference	October 20, 2021	No Change
Trial	November 1, 2021	No Change

Dated: January 21, 2021

By: /s/ Amy K. Van Zant

AMY K. VAN ZANT
Attorneys for Plaintiff
TRADESHIFT, INC.

Dated: January 21, 2021

By: /s/ Anthony Phillips

ANTHONY PHILLIPS
Attorneys for Defendant
BUYERQUEST, INC.

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/s/ Amy K. Van Zant

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